

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar**

Tuesday, November 9, 2021

Hearing Room 1375

10:00 AM

2:07-000000

Chapter 0

#0.00 **Effective Wednesday, July 28, 2021**, Judge Julia W. Brand will be suspending in person hearings until further notice due to the recent surge in coronavirus cases. Please check back for any additional updates to the PROCEEDINGS BEFORE JUDGE JULIA W. BRAND DURING COVID-19 PANDEMIC Updated July 27, 2021.

All hearings on this calendar will be conducted remotely, using ZoomGov video and audio, which permits remote participation by video or by telephone. Hearing participants and members of the public may view and listen to hearings before Judge Brand using ZoomGov free of charge. Video and audio connection information for each hearing will be provided on Judge Brand's publicly posted hearing calendar, which can be viewed online at: <http://ecf-ciao.cacb.uscourts.gov/CiaoPosted> and going to "Select Judge" Julia W. Brand to see the Court's Tentative Rulings Viewing Calendar.

Individuals may appear by ZoomGov **video and audio using a personal computer** (equipped with camera, microphone and speaker), **or a handheld mobile device** (such as an iPhone). Individuals may participate by ZoomGov **audio only using a telephone** (standard telephone charges may apply). Neither a Zoom nor a ZoomGov account are necessary to participate and no pre-registration is required.

All appearances will be via Zoom and not via Court Call. All parties participating in these hearings should use the information below to connect. This service is free of charge. You may participate using a computer or telephone. Please connect 15 minutes prior to the hearing to allow for check-in.

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CONT...

Chapter 0

Meeting URL: <https://cacb.zoomgov.com/j/1605347947>

Meeting ID: 160 534 7947

Password: 652085

Join By Telephone

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Meeting ID: 160 534 7947

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Docket 0

Tentative Ruling:

- NONE LISTED -

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2:20-14259 Luis Armando Hernandez

Chapter 13

#1.00 Motion for relief from stay [PP]

CAPITAL ONE AUTO FINANCE
VS
DEBTOR

fr 11-2-21

Docket 29

***** VACATED *** REASON: O/E 11-4-21 SETTLED BY STIPULATION**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Luis Armando Hernandez

Represented By
Jaime A Cuevas Jr.

Movant(s):

Capital One Auto Finance, a division

Represented By
Marjorie M Johnson

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
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10:00 AM

2:19-20554 Daniel M Veit and Lisa M. Veit

Chapter 13

#2.00 Motion for relief from stay [PP]

TOYOTA LEASE TRUST
VS
DEBTOR

Docket 39

Tentative Ruling:

No opposition was filed.

The motion is GRANTED pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim. Movant may not pursue any deficiency claim against the debtor or property of the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501. Movant is the lessor of the debtor's 2017 Kia Optima. On August 11, 2021, the lease matured and debtors subsequently surrendered the vehicle to movant. This is "cause" to terminate the stay under 11 U.S.C. § 362(d)(1). **Appearances waived.**

The 14-day period specified in FRBP 4001(a)(3) is waived. The stay having been terminated as to the debtor and no opposition having been filed by the codebtor, movant is granted relief as to any codebtor on the note pursuant to 11 U.S.C. § 1301(d). **All other relief is denied.**

The movant shall upload an appropriate order via the Court's LOU system.

Party Information

Debtor(s):

Daniel M Veit

Represented By
Matthew D. Resnik

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CONT... Daniel M Veit and Lisa M. Veit

Chapter 13

Joint Debtor(s):

Lisa M. Veit

Represented By
Matthew D. Resnik

Movant(s):

Toyota Lease Trust, as serviced by

Represented By
Austin P Nagel

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
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10:00 AM

2:21-13174 Antoinette Turner

Chapter 13

#3.00 Motion for relief from stay [PP]

REGIOONAL ACCEPTANCE CORPORATION
VS
DEBTOR

Docket 22

Tentative Ruling:

No opposition was filed.

The motion is GRANTED pursuant to 11 U.S.C. § 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim. Movant may not pursue any deficiency claim against the debtor or property of the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501. Movant is secured by a security interest and lien on the debtor's 2018 Nissan Altima. The debtor has failed to pay 5 post-petition payments. This is "cause" to terminate the stay under 11 U.S.C. § 362(d)(1). **Appearances waived.**

The subject property has a value of \$16,575.00 and is encumbered by a perfected security interest in favor of the movant. That security interest secures a claim of \$23,177.16. There is no equity in the subject property and no evidence that the property is necessary to an effective reorganization.

The 14-day period specified in FRBP 4001(a)(3) is waived. **All other relief is denied.**

The movant shall upload an appropriate order via the Court's LOU system.

Party Information

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CONT... Antoinette Turner

Chapter 13

Debtor(s):

Antoinette Turner

Represented By
Julie J Villalobos

Movant(s):

REGIONAL ACCEPTANCE

Represented By
Michael D Vanlochem

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:16-24722 Jorge Alberto Duarte

Chapter 13

#4.00 Motion for relief from stay [RP]

MATRIX FINANCIAL SERVICES CORP.
VS
DEBTOR

fr 11-2-21

Docket 94

Tentative Ruling:

None.

Party Information

Debtor(s):

Jorge Alberto Duarte

Represented By
Ramiro Flores Munoz

Movant(s):

Matrix Financial Services Corp.

Represented By
Cassandra J Richey

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:18-15393 David Michael Salazar

Chapter 13

#5.00 Motion for relief from stay [RP]

U.S. BANK TRUST NATIONAL ASSOCIATION
VS
DEBTOR

fr 11-2-21

Docket 47

Tentative Ruling:

No opposition was filed.

The motion is GRANTED pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim. Movant may not pursue any deficiency claim against the debtor or property of the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501. Movant is secured by a deed of trust encumbering the debtor's residence. The debtor has failed to pay 7 post-petition payments. This is cause to terminate the automatic stay. See Ellis v. Parr (In re Ellis), 60 B.R. 432, 434-35 (9th Cir. BAP 1985). **Appearances waived**.

The 14-day period specified in FRBP 4001(a)(3) is waived. **All other relief is denied.**

The movant shall upload an appropriate order via the Court's LOU system.

Party Information

Debtor(s):

David Michael Salazar

Represented By
Steven Ibarra

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CONT... David Michael Salazar

Chapter 13

Movant(s):

U.S. Bank Trust National

Represented By
Erica T Loftis Pacheco

Trustee(s):

Nancy K Curry (TR)

Pro Se

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10:00 AM

2:19-12565 Elizabeth Ledezma and Ricardo Magallon

Chapter 13

#6.00 Motion for relief from stay [RP]

NEWREZ, LLC dba SHELLPOINT MORTGAGE
SERVICING
VS
DEBTOR

fr 7-27-21; 9-21-21; 11-2-21

Docket 35

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION
FILED 11/8/21**

Tentative Ruling:

None.

Party Information

Debtor(s):

Elizabeth Ledezma

Represented By
R Grace Rodriguez

Joint Debtor(s):

Ricardo Magallon

Represented By
R Grace Rodriguez

Movant(s):

NewRez, LLC d/b/a Shellpoint

Represented By
Robert P Zahradka

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:20-10457 Michelle Adriana Murrill

Chapter 13

#7.00 Motion for relief from stay [RP]

HSBC BANK USA, NATIONAL ASSOCIATION
VS
DEBTOR

fr 9-21-21

Docket 44

***** VACATED *** REASON: VOLUNTARY DISMISSAL OF MOTION
FILED 11/8/21**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Michelle Adriana Murrill

Represented By
Frank J Alvarado

Movant(s):

HSBC Bank USA, National

Represented By
Sean C Ferry

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:20-10638 Vicente Servin and Angelina Servin

Chapter 13

#8.00 Motion for relief from stay [RP]

DEUTSCHE BANK NATIONAL TRUST
COMPANY
VS
DEBTOR

fr 9-21-21

Docket 35

***** VACATED *** REASON: DEBTORS DISMISSED 10-6-2021**

Tentative Ruling:

None.

Party Information

Debtor(s):

Vicente Servin

Represented By
Daniela P Romero

Joint Debtor(s):

Angelina Servin

Represented By
Daniela P Romero

Movant(s):

Deutsche Bank National Trust

Represented By
Sean C Ferry

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:20-17020 Arthur Lemont Mitchell and LaTanya Renee Mitchell

Chapter 13

#9.00 Motion for relief from stay [RP]

FREEDOM MORTGAGE
VS
DEBTOR

fr. 10-19-21

Docket 34

***** VACATED *** REASON: O/E 10-29-21 SETTLED BY
STIPULATION**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Arthur Lemont Mitchell

Represented By
Michael T Reid

Joint Debtor(s):

LaTanya Renee Mitchell

Represented By
Michael T Reid

Movant(s):

Freedom Mortgage Corporation

Represented By
Dane W Exnowski

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:18-17142 Ruben Raul Ruano

Chapter 13

#10.00 Motion for relief from stay [RP]

THE BANK OF NEW YORK MELLON
VS
DEBTOR

Docket 52

Tentative Ruling:

No opposition was filed.

The motion is GRANTED pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim. Movant may not pursue any deficiency claim against the debtor or property of the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501. Movant is secured by a deed of trust encumbering the debtor's residence. The debtor has failed to pay 18 post-petition payments. This is cause to terminate the automatic stay. See Ellis v. Parr (In re Ellis), 60 B.R. 432, 434-35 (9th Cir. BAP 1985). **Appearances waived.**

The 14-day period specified in FRBP 4001(a)(3) is waived. The stay having been terminated as to the debtor and no opposition having been filed by the codebtor, movant is granted relief as to any codebtor on the note pursuant to 11 U.S.C. § 1301(d). **All other relief is denied.**

The movant shall upload an appropriate order via the Court's LOU system.

Party Information

Debtor(s):

Ruben Raul Ruano

Represented By
Neil R Hedtke

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CONT... Ruben Raul Ruano

Chapter 13

Movant(s):

The Bank Of New York Mellon

Represented By
Austin P Nagel

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:21-13849 Tracy Michelle Carrillo-Ploen

Chapter 13

#11.00 Motion for relief from stay [RP]

ROCKET MORTGAGE, LLC
VS
DEBTOR

Docket 33

Tentative Ruling:

No opposition was filed. The Court takes judicial notice of the Stipulation re: Relief from the Automatic Stay and Co-Debtor Stay ("Stipulation") (docket no. 29) filed in this case on September 3, 2021 in which the parties stipulated and agreed, inter alia, that the automatic stay of 11 U.S.C. § 362 is terminated as it applies to the enforcement by Rocket Mortgage, LLC of all of its rights in the Property under Note and Deed of Trust and applicable state law, the co-debtor stay of 11 U.S.C. § 1301(a) is terminated, modified or annulled as to the co-debtor, as to the same terms and conditions as to the Debtor, and the 14-day stay provided by Bankruptcy Rule 4001(a)(3) is waived.

The motion is GRANTED pursuant to 11 U.S.C. § 362(d)(1) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim. Movant may not pursue any deficiency claim against the debtor or property of the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501. Movant is secured by a deed of trust encumbering the debtor's residence. The parties have entered into the Stipulation. In addition, the motion states that the parties "have agreed to relief from the automatic stay and co-debtor stay solely as to Movant so that Borrower can make contractual payments directly to Movant outside of the instant bankruptcy proceeding." Motion at p. 6. This is cause to terminate the automatic stay.

Appearances waived.

The 14-day period specified in FRBP 4001(a)(3) is waived. The stay

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CONT... Tracy Michelle Carrillo-Ploen Chapter 13

having been terminated as to the debtor and no opposition having been filed by the codebtor, movant is granted relief as to any codebtor on the note pursuant to 11 U.S.C. § 1301(d). **All other relief is denied.**

The movant shall upload an appropriate order via the Court's LOU system.

Party Information

Debtor(s):

Tracy Michelle Carrillo-Ploen

Represented By
Ramiro Flores Munoz

Movant(s):

Rocket Mortgage, LLC, f/k/a

Represented By
Chad L Butler

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:21-17838 Sylvia Jean Bass

Chapter 13

#12.00 Motion in Individual Case for Order Imposing
a Stay or Continuing Stay as the Court Deems
Appropriate

Docket 18

Tentative Ruling:

No opposition was filed.

Section 362(c)(3)(A) states that if a single or joint case is filed by or against a debtor who is an individual in a case under chapter 7, 11, or 13, and if a single or joint case of the debtor was pending within the preceding one-year period but was dismissed, other than a case refiled under a chapter other than chapter 7 after dismissal under § 707(b), the stay under § 362(a) with respect to any action taken with respect to a debt or property securing such debt or with respect to any lease shall terminate *with respect to the debtor* on the 30th day after the filing of the later case. 11 U.S.C. § 362(c)(3)(A) (emphasis added).

On motion of a party in interest for *continuation* of the automatic stay and upon notice and a hearing, the Court may extend the stay in particular cases as to any and all creditors (subject to such conditions and limitations as the Court may then impose) **after notice and a hearing completed before expiration of the 30-day period** only if the party in interest demonstrates that the filing of the later case is in *good faith* as to the creditors to be stayed. 11 U.S.C. § 362(c)(3)(B) (emphases added).

In this case, debtor filed the voluntary chapter 13 petition on October 10, 2021. This motion was filed on October 14, 2021, and was noticed for a hearing to be concluded within the 30-day period following the filing of the petition. The motion is timely.

According to the evidence, debtor seeks a continuation of the automatic stay as to all creditors. Pursuant to the evidence presented, the Court GRANTS the relief requested in the motion based upon an apparent

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CONT... **Sylvia Jean Bass** **Chapter 13**

change in the personal and financial affairs of the debtor since dismissal of the last case. **Appearances waived.**

Debtor's counsel shall upload an appropriate order via the Court's LOU system.

Party Information

Debtor(s):

Sylvia Jean Bass

Represented By
Andrew Moher

Movant(s):

Sylvia Jean Bass

Represented By
Andrew Moher

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:21-17862 Louie Jose Quintanar

Chapter 13

#13.00 Motion in Individual Case for Order Imposing
Stay or Continuing Stay as the Court Deems
Appropriate

Docket 16

Tentative Ruling:

No opposition was filed.

Section 362(c)(3)(A) states that if a single or joint case is filed by or against a debtor who is an individual in a case under chapter 7, 11, or 13, and if a single or joint case of the debtor was pending within the preceding one-year period but was dismissed, other than a case refiled under a chapter other than chapter 7 after dismissal under § 707(b), the stay under § 362(a) with respect to any action taken with respect to a debt or property securing such debt or with respect to any lease shall terminate *with respect to the debtor* on the 30th day after the filing of the later case. 11 U.S.C. § 362(c)(3)(A) (emphasis added).

On motion of a party in interest for *continuation* of the automatic stay and upon notice and a hearing, the Court may extend the stay in particular cases as to any and all creditors (subject to such conditions and limitations as the Court may then impose) **after notice and a hearing completed before expiration of the 30-day period** only if the party in interest demonstrates that the filing of the later case is in *good faith* as to the creditors to be stayed. 11 U.S.C. § 362(c)(3)(B) (emphases added).

In this case, debtor filed the voluntary chapter 13 petition on October 12, 2021. This motion was filed on October 18, 2021, and was noticed for a hearing to be concluded within the 30-day period following the filing of the petition. The motion is timely.

According to the evidence, debtor seeks a continuation of the automatic stay as to the creditors served with the motion as listed on the proof of service. Pursuant to the evidence presented, the Court GRANTS the

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CONT... Louie Jose Quintanar Chapter 13

relief requested in the motion based upon an apparent change in the personal and financial affairs of the debtor since dismissal of the last case.

Appearances waived.

Debtor's counsel shall upload an appropriate order via the Court's LOU system.

Party Information

Debtor(s):

Louie Jose Quintanar

Represented By
William G Cort

Movant(s):

Louie Jose Quintanar

Represented By
William G Cort

Trustee(s):

Nancy K Curry (TR)

Pro Se

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2:21-16535 Lila Ohanians

Chapter 7

#14.00 Motion for relief from stay [PP]

FINANCIAL SERVICES VEHICLE TRUST
VS
DEBTOR

Docket 18

Tentative Ruling:

No opposition was filed. The Court takes judicial notice of the Chapter 7 Individual Debtor's Statement of Intention filed in this case on August 17, 2021 [Docket No. 1] in which the debtor stated she did not intend to assume the lease.

The motion is GRANTED pursuant to 11 U.S.C. §§ 362(d)(1) and (d)(2) to permit movant, its successors, transferees and assigns, to enforce its remedies to repossess or otherwise obtain possession and dispose of its collateral pursuant to applicable law, and to use the proceeds from its disposition to satisfy its claim. Movant may not pursue any deficiency claim against the debtor or property of the estate except by filing a proof of claim pursuant to 11 U.S.C. § 501. Since a chapter 7 case does not contemplate reorganization, the sole issue before the court when stay relief is sought under 11 U.S.C. § 362(d)(2) is whether the debtor has equity in the property. See e.g., Nev. Nat'l Bank v. Casgul of Nev., Inc. (In re Casgul of Nev., Inc.), 22 B.R. 65, 66 (9th Cir. BAP 1982); Ramco Indus. v. Preuss (In re Preuss), 15 B.R. 896 (9th Cir. BAP 1981). **Appearances waived.**

Movant is secured by a security interest and lien on the debtor's 2018 BMW 5 Series 540i Sedan 4D. The subject property has a value of \$35,999.00 and is encumbered by a perfected security interest in favor of the movant. That security interest secures a claim of \$41,107.05. There is insufficient equity in the subject property. Given the facts of this case and an eroding equity cushion, the Court concludes that movant's interest in the collateral is not adequately protected. This is "cause" to terminate the stay under 11 U.S.C. § 362(d)(1).

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CONT... Lila Ohanians

Chapter 7

The 14-day stay of FRBP 4001(a)(3) is ordered waived due to the fact that the movant's collateral is being used by the debtor without compensation and is depreciating in value. **All other relief is denied.**

The movant shall upload an appropriate order via the Court's LOU system.

Party Information

Debtor(s):

Lila Ohanians

Represented By
Julie J Villalobos

Movant(s):

Financial Services Vehicle Trust

Represented By
Marjorie M Johnson

Trustee(s):

John P Pringle (TR)

Represented By
Toan B Chung

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2:19-19146 Corey Demon Sims

Chapter 11

#15.00 Motion for relief from stay [RP]

U.S. BANK, N.A.
VS
DEBTOR

fr. 6-8-21; 7-27-21; 9-21-21

Docket 174

Tentative Ruling:

None.

Party Information

Debtor(s):

Corey Demon Sims

Represented By
Thomas B Ure

Movant(s):

U.S. BANK NATIONAL

Represented By
Sean C Ferry

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2:20-21041 Vitality Health Plan of California, Inc.

Chapter 11

#16.00 Motion for relief from stay

SANJAY PATIL
VS
DEBTOR

fr 10-19-21

Docket 259

Tentative Ruling:

Movant seeks to assert a right of set off as a defense in pending litigation with the debtor. The court previously granted relief from stay to the debtor to proceed with the litigation. Movant asserts that it should be granted relief to assert its set off right as a counterclaim because Movant asserts that Nevada law governs the agreement and Nevada law provides for set off to be asserted by counterclaim. However, the California court will apply California procedural law and Nevada substantive law based on the choice of law provision. As a result, Movant has not established that relief from stay must be granted to assert set off as a compulsory counterclaim. Movant further asserts that the court should grant the motion based on its concern that the arbitrator will not allow the defense of set-off without relief from the stay.

The Court will enter an order that the prior grant of relief from the stay allows the Movant to assert the defense of set off in the pending litigation. The Court DENIES the motion with respect to Movant's request to assert set off as a counterclaim.

Party Information

Debtor(s):

Vitality Health Plan of California,

Represented By
Garrick A Hollander
Ryan A Baggs

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CONT... Vitality Health Plan of California, Inc.

Chapter 11

Movant(s):

Connected Care Health Services Inc.	Represented By Jonathan P Hersey Michael B Lubic
Brian Gillan	Represented By Jonathan P Hersey Michael B Lubic
Excelera Investment 1 LLC	Represented By Jonathan P Hersey Michael B Lubic
MacArthur Court Acquisition Corp.	Represented By Jonathan P Hersey Michael B Lubic
Sanjay Patil	Represented By Jonathan P Hersey Michael B Lubic

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2:21-15662 Lopa Ahmed

Chapter 11

#17.00 Motion for relief from stay [RP]

DEUTSCHE BANK NATIONAL TRUST
COMPANY
VS
DEBTOR

fr 9-21-21

Docket 15

Tentative Ruling:

None.

Party Information

Debtor(s):

Lopa Ahmed

Represented By
Thomas B Ure

Movant(s):

Deutsche Bank National Trust

Represented By
Jennifer C Wong

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Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar**

Tuesday, November 9, 2021

Hearing Room 1375

2:00 PM
2:07-000000

Chapter 0

#0.00 **Effective Wednesday, July 28, 2021**, Judge Julia W. Brand will be suspending in person hearings until further notice due to the recent surge in coronavirus cases. Please check back for any additional updates to the PROCEEDINGS BEFORE JUDGE JULIA W. BRAND DURING COVID-19 PANDEMIC Updated July 27, 2021.

All hearings on this calendar will be conducted remotely, using ZoomGov video and audio, which permits remote participation by video or by telephone. Hearing participants and members of the public may view and listen to hearings before Judge Brand using ZoomGov free of charge. Video and audio connection information for each hearing will be provided on Judge Brand's publicly posted hearing calendar, which can be viewed online at: <http://ecf-ciao.cacb.uscourts.gov/CiaoPosted> and going to "Select Judge" Julia W. Brand to see the Court's Tentative Rulings Viewing Calendar.

Individuals may appear by ZoomGov **video and audio using a personal computer** (equipped with camera, microphone and speaker), **or a handheld mobile device** (such as an iPhone). Individuals may participate by ZoomGov **audio only using a telephone** (standard telephone charges may apply). Neither a Zoom nor a ZoomGov account are necessary to participate and no pre-registration is required.

All appearances will be via Zoom and not via Court Call. All parties participating in these hearings should use the information below to connect. This service is free of charge. You may participate using a computer or telephone. Please connect 15 minutes prior to the hearing to allow for check-in.

Join By Computer

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar**

Tuesday, November 9, 2021

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CONT...

Chapter 0

Meeting URL: <https://cacb.zoomgov.com/j/1605347947>

Meeting ID: 160 534 7947

Password: 652085

Join By Telephone

Dial: +1 669 254 5252 or +1 669 216 1590 or +1 551 285 1373 or
+1 646 828 7666 or 833 568 8864 (Toll Free)

Meeting ID: 160 534 7947

Password: 652085

Docket 0

Tentative Ruling:

- NONE LISTED -

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
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Tuesday, November 9, 2021

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2:00 PM

2:17-20201 New West TC, LLC

Chapter 7

Adv#: 2:19-01273 Yoo v. Biasiolo et al

#1.00 Status Conference re Complaint to avoid
and recover fraudulent transfers, and to
preserve avoided and recovered transfers
for benefit of the bankruptcy estate

fr 10-4-21; 10-26-21; 11-2-21

Docket 1

***** VACATED *** REASON: O/E 11-08-21; DISMISSING ADVERSARY
WITH PREJUDICE**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

New West TC, LLC

Represented By
John P. Reitman
Aleksandra Zimonjic
Carmela Pagay
Jeremy A Rhyne
Michael J Glenn

Defendant(s):

Pierluigi Biasiolo

Represented By
Daren M Schlechter

Renergy Alliance Corp., a California

Represented By
Daren M Schlechter

St. Joseph Investments, Inc., a

Represented By
Michael J Glenn

St. Joseph Investments, Inc., Defined

Represented By
Michael J Glenn

**United States Bankruptcy Court
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CONT... New West TC, LLC Chapter 7

Civitas, Incorporated, a California Represented By
Michael J Glenn

Progressive Estates, LLC Represented By
Michael J Glenn

Alessandra Pisani Represented By
Michael J Glenn

James M. Donovan dba Law Offices Represented By
Michael J Glenn

DOES 1 through 10, inclusive Pro Se

Plaintiff(s):

Timothy J. Yoo Represented By
Carmela Pagay
Irving M Gross
Richard P Steelman Jr

Trustee(s):

Timothy Yoo (TR) Represented By
Carmela Pagay
John P. Reitman
Jack A. Reitman
Richard P Steelman Jr

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar**

Tuesday, November 9, 2021

Hearing Room 1375

2:00 PM

2:20-14648 Eric Banuelos

Chapter 7

Adv#: 2:20-01598 PARRILLA v. Banuelos

#2.00 Status Conference re Complaint for
nondischargeability for:

- 1) Debts incurred through false representation
or actual fraud under 11 U.S.C. Section
523(a)(2)(A)
- 2) Debts incurred for embezzlement under
11 U.S.C. Section 523(a)(4)
- 3) Debts incurred through willful and malicious
injury to property under 11 U.S.C. Section 523(a)(6)

DEFAULT AGAINST DEFENDANT ENTERED BY CLERK ON 10/6/20

fr 11-3-20; 3-23-21; 6-22-21; 8-24-21

Docket 1

Tentative Ruling:

None.

Party Information

Debtor(s):

Eric Banuelos

Represented By
Marlin Branstetter

Defendant(s):

Eric Banuelos

Pro Se

Plaintiff(s):

HERIBERTO PARRILLA

Represented By
Daren M Schlecter

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
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Tuesday, November 9, 2021

Hearing Room 1375

2:00 PM

CONT... Eric Banuelos

Chapter 7

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
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Tuesday, November 9, 2021

Hearing Room 1375

2:00 PM

2:20-14649 Oralia Esperanza Banuelos

Chapter 7

Adv#: 2:20-01599 PARRILLA v. Banuelos

#3.00 Status Conference re Complaint for
nondischargeability for:

- 1) Debts incurred through false representation
or actual fraud under 11 U.S.C. Section
523(a)(2)(A)
 - 2) Debts incurred for embezzlement under
11 U.S.C. Section 523(a)(4)
 - 3) Debts incurred through willful and malicious
injury to property under 11 U.S.C. Section 523(a)(6)
- fr 11-3-20; 3-23-21; 6-22-21; 8-24-21

Docket 1

Tentative Ruling:

None.

Party Information

Debtor(s):

Oralia Esperanza Banuelos

Represented By
Marlin Branstetter

Defendant(s):

Oralia Esperanza Banuelos

Pro Se

Plaintiff(s):

HERIBERTO PARRILLA

Represented By
Daren M Schlechter

Trustee(s):

Timothy Yoo (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar**

Tuesday, November 9, 2021

Hearing Room 1375

2:00 PM

2:15-22117 Julie Catherine Josephitis

Chapter 13

Adv#: 2:21-01181 Josephitis v. Accesslex Institute

#4.00 Status Conference re Complaint for determination
that Student Loan debt is dischargeable pursuant
to 11 U.S.C. Section 523(a)(8)

Docket 1

Tentative Ruling:

None.

Party Information

Debtor(s):

Julie Catherine Josephitis

Represented By
Sina Maghsoudi

Defendant(s):

Accesslex Institute

Pro Se

Plaintiff(s):

Julie Catherine Josephitis

Represented By
Christine A Kingston

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar**

Tuesday, November 9, 2021

Hearing Room 1375

2:00 PM

2:21-11894 Darryl Eugene Sweatt

Chapter 13

Adv#: 2:21-01104 Vincon Group, LLC v. Sweatt

#5.00 Motion to Compel Compliance with Subpoena

fr 11-2-21

Docket 12

Tentative Ruling:

No opposition having been filed and good cause presented, the motion is GRANTED. Movant must lodge a proposed order via LOU within 7 days of the hearing. **Appearances waived.**

Party Information

Debtor(s):

Darryl Eugene Sweatt

Represented By
Carl Shaff II

Defendant(s):

Darryl Eugene Sweatt

Represented By
Carl Shaff II
Sevan Gorginian

Plaintiff(s):

Vincon Group, LLC

Represented By
Dennis P Riley

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar**

Tuesday, November 9, 2021

Hearing Room 1375

2:00 PM

2:19-16071 Douglas A. Greer

Chapter 13

Adv#: 2:21-01177 Greer v. U.S. Department of Education et al

#6.00 Status Conference re Complaint for determination
that student loan debt is dischargeable pursuant to
11 U.S.C. Section 523(a)(8)

fr 10-26-21; 11-2-21

**Notice That Clerk Has Entered Default Against Defendant(s) U.S
Department of Education on 10/26/21**

Docket 1

Tentative Ruling:

None.

Party Information

Defendant(s):

U.S. Department of Education Pro Se

WELLS FARGO BANK, N.A., Pro Se

Plaintiff(s):

Douglas A. Greer

Represented By
Christine A Kingston

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Julia Brand, Presiding
Courtroom 1375 Calendar**

Tuesday, November 9, 2021

Hearing Room 1375

2:00 PM

2:19-23570 John Christopher Mallick

Chapter 7

Adv#: 2:20-01031 Fire Glow Holdings, Inc. v. Mallick

#7.00 Pre trial Conference re Complaint for Determination
of Non-Dischargeability Pursuant to 11 U.S.C.
§§ 523(A)(2) and (6)

fr 4-28-20; 12-1-20; 1-26-21; 3-23-21; 5-25-21; 7-27-21; 8-31-21; 10-5-21;
11-2-21

Docket 1

Tentative Ruling:

None.

Party Information

Debtor(s):

John Christopher Mallick

Represented By
M. Jonathan Hayes

Defendant(s):

Christopher Mallick

Represented By
M. Jonathan Hayes

Plaintiff(s):

Fire Glow Holdings, Inc.

Represented By
Nathan M Dooley

Trustee(s):

Carolyn A Dye (TR)

Represented By
Rosendo Gonzalez